

**SHIPPED:** The rice was shipped from Houston, Tex., more than 1 year preceding the filing of the libel, and the flour, on 9-15-55, from Omaha, Nebr.

**LIBELED:** 10-27-55, Dist. Kans.

**CHARGE:** 402 (a) (3)—both lots contained insects, and the flour contained rodent excreta and rodent urine while held for sale.

**DISPOSITION:** 1-30-56. Consent—claimed by Western Grocer, a division of Consolidated Foods Corp., Manhattan, Kans. Converted to animal feed.

**23054. Flour and rice.** (F. D. C. No. 38696. S. Nos. 33-177/8 M.)

**QUANTITY:** 17 100-lb. bags of rice and 29 50-lb. bags of flour at Idaho Falls, Idaho, in possession of John Scowcroft & Sons Co.

**SHIPPED:** 10-7-55 and 10-12-55, from Ogden and Brigham City, Utah.

**LIBELED:** 11-17-55, Dist. Idaho.

**CHARGE:** 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

**DISPOSITION:** 12-29-55. Default—consumption by animals.

**23055. Flour, shelled pecans, and sesame seed.** (F. D. C. No. 38485. S. Nos. 37-531/4 M.)

**QUANTITY:** 41 100-lb. bags of flour, 2 30-lb. cartons of shelled pecans, and 1 100-lb. bag of sesame seed at Johnstown, Pa.

**SHIPPED:** Between 12-1-54 and 5-25-55, from Winona, Minn., Leavenworth, Kans., Buffalo, N. Y., San Antonio, Tex., and New York, N. Y.

**LIBELED:** 10-11-55, W. Dist. Pa.

**CHARGE:** 402 (a) (3)—contained insects while held for sale.

**DISPOSITION:** 11-22-55. Default—destruction.

**23056. Flour, pinon nuts, and popcorn.** (F. D. C. No. 38681. S. Nos. 33-171/3 M.)

**QUANTITY:** 5 100-lb. bags and 31 50-lb. bags of flour, 3 cases, 24 4-oz. pkgs. each, and 13 cases, 24 8-oz. pkgs. each, of pinon nuts, and 43 2-lb. jars of popcorn at Rawlins, Wyo., in possession of Wyoming Wholesale Distributors, Inc.

**SHIPPED:** Between 11-11-54 and 10-20-55, from Ogden, Utah, and Denver, Colo.

**LIBELED:** 11-16-55, Dist. Wyo.

**CHARGE:** 402 (a) (3)—the flour contained rodent urine, the pinon nuts contained rodent excreta and rodent-gnawed nuts, and the popcorn contained insects and insect parts while held for sale; and 402 (a) (4)—the flour and pinon nuts were held under insanitary conditions.

**DISPOSITION:** 1-24-56. Default—destruction.

**23057. Flour and seedless raisins.** (F. D. C. No. 38666. S. Nos. 32-808/9 M.)

**QUANTITY:** 61 100-lb. bags of flour and 5 30-lb. boxes of seedless raisins at Shenandoah, Pa., in possession of Louis Aranoff & Sons.

**SHIPPED:** The flour was shipped on 6-27-55 from Atchison, Kans., and the raisins were shipped on an unknown date from San Francisco, Calif.

**LIBELED:** 11-2-55, E. Dist. Pa.

CHARGE: 402 (a) (3)—contained insects; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 12-19-55. Default—destruction.

23058. Flour and egg noodles. (F. D. C. No. 38540. S. Nos. 30-219/20 M, 30-225 M.)

INFORMATION FILED: 11-7-55, E. Dist. Ill., against Alvin H. Burns, t/a Burns Wholesale Grocery Co., Sparta, Ill.

ALLEGED VIOLATION: Between 2-11-55 and 7-11-55, while quantities of flour and egg noodles were being held for sale after shipment in interstate commerce, the defendant caused the articles to be placed in a building that was accessible to insects and to be exposed to contamination by insects, which acts resulted in the articles being adulterated.

CHARGE: 402 (a) (3)—contained beetles and larvae; and 402 (a) (4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 2-23-56. \$300 fine, plus costs.

#### MACARONI AND NOODLE PRODUCTS\*

23059. Macaroni product. (F. D. C. No. 38856. S. No. 21-314 M.)

QUANTITY: 23 cases, 24 16-oz. bags each, at Cushing, Okla.

SHIPPED: Between 9-8-55 and 1-12-56, from Wichita, Kans.

LIBELED: 2-21-56, W. Dist. Okla.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 4-13-56. Default—destruction.

23060. Egg noodles. (F. D. C. No. 38381. S. No. 26-881 M.)

QUANTITY: 29 cases, 24 pkgs. each, at San Antonio, Tex.

SHIPPED: 9-13-55, from St. Louis, Mo., by V. Viviano & Bros. Macaroni Mfg. Co., Inc.

LABEL IN PART: (Pkg.) "Net Wt. 8 Oz. Viviano \* \* \* Enriched Dumplings Pure Egg Noodle."

LIBELED: 10-26-55, W. Dist. Tex.

CHARGE: 402 (a) (3)—contained insects when shipped.

DISPOSITION: 1-31-56. Default—destruction.

23061. Egg noodles, bread sticks, egg alphabets or egg barley, and mostaccioli. (F. D. C. No. 38870. S. Nos. 19-140 M, 19-168/9 M, 34-926 M, 34-928 M.)

QUANTITY: 5 cases, 12 12-oz. pkgs. each, of egg noodles; 15 cases, 24 3½ oz. pkgs. each, and 3 cases, 24 18-oz. pkgs. each, of bread sticks; 26 cases, 12 8-oz. boxes each, of egg alphabets or egg barley; and 12 20-lb. cartons of mostaccioli at Cleveland, Ohio.

SHIPPED: Between 6-29-53 and 6-14-55, from Carnegie, Pa.

LIBELED: 12-21-55, N. Dist. Ohio.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 1-26-56. Default—destruction.

\*See also Nos. 23058, 23069.